

**RECEIVED
CENTRAL FAX CENTER**

SEP 22 2005

FAX COVER SHEET**THE ECLIPSE GROUP**

10605 Balboa Blvd., Suite 300
Granada Hills, CA 91344
(818) 488-8141 Phone
(818) 332-4205 Fax

Send to: Korie H. Chan, Examiner	From: Jennifer H. Hamilton
Company: U.S. Patent & Trademark Office	Date: September 22, 2005
Fax Number: (571) 273-8300	Phone Number: (818) 488-8141

- ☐ Urgent
- ☐ Reply ASAP
- ☐ Please comment
- ☐ Please review
- ☐ For your information

Total pages, including cover: 21

Comments:

Applicant: Decanio, et al.
U.S. Patent Application Serial No.: 10/632,433
Filed: July 31, 2005
Title: Loudspeaker Mounting System
The Eclipse Group Docket No.: H102001USU1 (P01018USU1)

Please acknowledge receipt of the attached Response to Notice of Non-Compliant Amendment:

1. Notice of Non-Compliant Amendment dated 08/03/2005 (3 pages);
2. Response to Notice of Non-Compliant Amendment and Petition for One-Month Extension of Time & duplicate copy (16 pages)
3. Credit Card Authorization in the amount of \$120 (1 page).



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/632,433	07/31/2003	William Andrew Decarlo	H102001USU1 (P0101RUSU1)	2856
			EXAMINER	

Jennifer H. Hammond
The Eclipse Group
10453 Raintree Lane
Northridge, CA 91326



ART UNIT	PAPER NUMBER
----------	--------------

DATE MAILED: 08/03/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

BEST AVAILABLE COPY

PTO-900 (Rev. 10/03)



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Paper No.

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 7/25/05 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on June 30, 2003 (see 68 Fed. Reg. 38611, Jun. 30, 2003). In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

☐ 1. Amendments to the specification:

- ☐ A. Amended paragraph(s) do not include markings.
☐ B. New paragraph(s) should not be underlined.
☐ C. Other _____

☐ 2. Abstract:

- ☐ A. Not presented on a separate sheet, 37 CFR 1.72.
☐ B. Other _____

☐ 3. Amendments to the drawings: _____

☒ 4. Amendments to the claims:

- ☐ A. A complete listing of all of the claims is not present.
☒ B. The listing of claims does not include the text of all claims (including withdrawn claims)
☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified.
☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
☒ E. Other: Include text to withdrawn claims

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pat/dup/correl/patprognote/officeflyer.pdf>.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given **ONE MONTH** from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this **ONE MONTH** time limit is not extendable.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION** (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a **TIME PERIOD** of **ONE MONTH** from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

Rev. 10/03

BEST AVAILABLE COPY

Douglas Hilliard 571/272-6595

BEST AVAILABLE COPY

Rev. 10/03